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UNITED STATES OF AMERICA

UNITED STATES DISTRICT COURT

FOR THE CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,  
  
Plaintiff,  
  
v.  
  
JASON EDWARD THOMAS CARDIFF,  
  
Defendant.

No. 23-CR-00021-JGB

STIPULATION REGARDING REQUEST FOR  
(1) CONTINUANCE OF TRIAL DATE AND  
(2) FINDINGS OF EXCLUDABLE TIME  
PERIODS PURSUANT TO SPEEDY TRIAL  
ACT

CURRENT TRIAL DATE: 9/3/24  
PROPOSED TRIAL DATE: 2/4/25

1 Plaintiff United States of America, by and through its counsel  
2 of record, the United States Attorney for the Central District of  
3 California and Assistant United States Attorney Valerie L. Makarewicz  
4 and Department of Justice Trial Attorneys Manu J. Sebastian and  
5 Sheila Berman, and defendant JASON EDWARD THOMAS CARDIFF  
6 ("defendant"), both individually and by and through his counsel of  
7 record, Stephen R. Cochell, hereby stipulate as follows:

8 1. The Indictment in this case was made public on November 27,  
9 2023. Defendant first appeared before a judicial officer of the  
10 court in which the charges in this case were pending on the same  
11 date. The Speedy Trial Act, 18 U.S.C. § 3161, originally required  
12 that the trial commence on or before February 5, 2024.

13 2. On November 27, 2023, the Court set a trial date of January  
14 23, 2024, and a status conference on January 8, 2024.

15 3. On January 11, 2024, the parties applied for a continuation  
16 of the trial date to April 23, 2024.

17 4. On January 19, 2024, the Court granted the continuation and  
18 set the trial date for April 23, 2024, and a status conference on  
19 April 8, 2024.

20 5. On March 19, 2024, the parties applied for a continuation  
21 of the trial date to June 11, 2024, and a status conference on May  
22 20, 2024.

23 6. On March 29, 2024, the Court granted the continuation and  
24 set the trial date for June 11, 2024, and a status conference on May  
25 20, 2024

26 7. On April 8, 2024, Defendant filed a Motion to Dismiss the  
27 Indictment with Prejudice and requested a hearing date of May 6,  
28 2024.

1           8. On April 10, 2024, the government filed an *ex parte*  
2 application requesting the Court enter a briefing and hearing  
3 schedule setting the due date for the government's response as April  
4 22, 2024, the due date for the defendant's reply as May 6, 2024, and  
5 the motion hearing date as May 20, 2024.

6           9. On April 12, 2024, the Court granted the government's *ex*  
7 *parte* application and set the briefing and hearing schedule detailed  
8 above.

9           10. On May 16, 2024, the Court on its own motion continued the  
10 status conference and motion hearing date from May 20, 2024, to June  
11 3, 2024.

12           11. On May 24, 2024, the parties applied for a continuation of  
13 the trial date to September 3, 2024, and a status conference on  
14 August 19, 2024.

15           12. On May 31, 2024, the Court granted the continuation and set  
16 the trial date for September 3, 2024, and a status conference on  
17 August 19, 2024.

18           13. On June 13, 2024, the Court denied the Defendant's Motion  
19 to Dismiss.

20           14. On July 17, 2024, Counsel Stephen G. Larson, filed a Motion  
21 to Withdraw as Counsel for Jason Cardiff, which the Court denied.

22           15. On July 25, 2024, Counsel Stephen G. Larson, filed a Second  
23 Motion to Withdraw as Counsel for Jason Cardiff, which the Court  
24 granted.

25           16. On August 15, 2024, Defendant requested the Court continue  
26 the August 19, 2024 status conference, which the Court continued to  
27 August 26, 2024.

1           17. On August 19, 2024, Counsel Stephen R. Cochell filed an  
2 application to appear Pro Hac Vice on behalf of Defendant Jason  
3 Edward Cardiff, and Counsel Allan Howard Grant consented to  
4 designation as local counsel.

5           18. The application to appear Pro Hac Vice is pending with the  
6 Court.

7           19. Defendant is out on bond pending trial. The parties  
8 estimate that the trial in this matter will last approximately five  
9 days.

10          20. By this stipulation, defendant moves to continue the trial  
11 date to February 4, 2025, and the status conference date to January  
12 13, 2025. This is the fourth request for a continuance.

13          21. Defendant requests the continuance based upon the following  
14 facts, which the parties believe demonstrate good cause to support  
15 the appropriate findings under the Speedy Trial Act:

16           a. Prior counsel has withdrawn, and new counsel has filed  
17 a pending Pro Hac Vice application to represent defendant.

18           b. The Government has produced over seven and a half  
19 million documents to the defendant.

20           c. In light of the foregoing, counsel for defendant  
21 represents that additional time is necessary to confer with  
22 defendant, conduct and complete an independent investigation of the  
23 case, conduct and complete additional legal research including for  
24 potential pre-trial motions, review the discovery and potential  
25 evidence in the case, and prepare for trial in the event that a  
26 pretrial resolution does not occur. Defense counsel represents that  
27 failure to grant the continuance would deny him reasonable time  
28

1 necessary for effective preparation, taking into account the exercise  
2 of due diligence.

3 d. Defendant believes that failure to grant the  
4 continuance will deny him adequate representation.

5 e. The government does not object to the continuance.

6 f. The requested continuance is not based on congestion  
7 of the Court's calendar, lack of diligent preparation on the part of  
8 the attorney for the government or the defense, or failure on the  
9 part of the attorney for the government to obtain available  
10 witnesses.

11 22. For purposes of computing the date under the Speedy Trial  
12 Act by which defendant's trial must commence, the parties agree that  
13 the time period of September 3, 2024 to February 4, 2025, inclusive,  
14 should be excluded pursuant to 18 U.S.C. §§ 3161(h)(7)(A),  
15 (h)(7)(B)(i) because the delay results from a continuance granted by  
16 the Court at defendant's request, without government objection, on  
17 the basis of the Court's finding that: (i) the ends of justice served  
18 by the continuance outweigh the best interest of the public and  
19 defendant in a speedy trial; (ii) failure to grant the continuance  
20 would be likely to make a continuation of the proceeding impossible,  
21 or result in a miscarriage of justice; and (iii)/(iv) failure to  
22 grant the continuance would unreasonably deny defendant continuity of  
23 counsel and would deny defense counsel the reasonable time necessary  
24 for effective preparation, taking into account the exercise of due  
25 diligence.

26 23. Nothing in this stipulation shall preclude a finding that  
27 other provisions of the Speedy Trial Act dictate that additional time  
28 periods be excluded from the period within which trial must commence.

Moreover, the same provisions and/or other provisions of the Speedy Trial Act may in the future authorize the exclusion of additional time periods from the period within which trial must commence.

IT IS SO STIPULATED.

Dated: August 22, 2024

Respectfully submitted,

AMANDA N. LISKAMM  
Director, Consumer Protection Branch  
U.S. Department of Justice

E. MARTIN ESTRADA  
United States Attorney

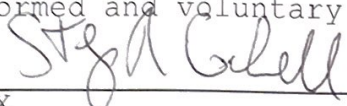
MACK E. JENKINS  
Assistant United States Attorney  
Chief, Criminal Division

/s/  
\_\_\_\_\_  
MANU J. SEBASTIAN  
SHEILA BERMAN  
Trial Attorneys

VALERIE L. MAKAREWICZ  
Assistant United States Attorney

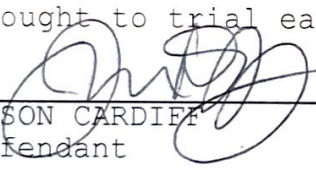
Attorneys for Plaintiff  
UNITED STATES OF AMERICA

1 I am Jason Cardiff's attorney. I have carefully discussed every  
2 part of this stipulation and the continuance of the trial date with  
3 my client. I have fully informed my client of his Speedy Trial  
4 rights. To my knowledge, my client understands those rights and  
5 agrees to waive them. I believe that my client's decision to give up  
6 the right to be brought to trial earlier than February 4, 2025, is an  
7 informed and voluntary one.

8   
XXXX  
9 Attorney for Defendant  
JASON CARDIFF

8-22-24  
Date

12 I have read this stipulation and have carefully discussed it  
13 with my attorney. I understand my Speedy Trial rights. I voluntarily  
14 agree to the continuance of the trial date and give up my right to be  
15 brought to trial earlier than February 4, 2025.

16   
JASON CARDIFF  
17 Defendant

8/20/24  
Date